

1 THE HONORABLE JOHN C. COUGHENOUR  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

9 UNITED STATES OF AMERICA FOR THE  
10 USE OF THE BOARDS OF TRUSTEES OF  
11 THE NORTHWEST IRONWORKERS  
12 HEALTH AND SECURITY FUND,  
13 NORTHWEST IRONWORKERS  
14 RETIREMENT TRUST, NORTHWEST FIELD  
15 IRONWORKERS ANNUITY TRUST FUND,  
16 and the NORTHWEST IRONWORKERS &  
17 EMPLOYERS APPRENTICESHIP &  
18 TRAINING TRUST FUND,

19 Plaintiffs,

20 v.

21 WESTERN REBAR CONSULTING, INC.,  
22 d/b/a WESTERN INDUSTRIES, INC., a  
23 Washington corporation, Contractor's License  
24 No. WESTERC891KC, UBI No. 602620391,  
25 KIEWIT INFRASTRUCTURE WEST CO., and  
TRAVELERS CASUALTY AND SURETY  
COMPANY OF AMERICA, Bond No.  
106867969,

Defendants.

CASE NO. C20-1625-JCC

MINUTE ORDER

26 The following Minute Order is made by direction of the Court, the Honorable John C.  
27 Coughenour, United States District Judge:

28 This matter comes before the Court on the stipulated notice of dismissal filed by

1 Plaintiffs and Defendants Kiewit Infrastructure Co. and Travelers Casualty and Surety Company  
2 of America (Dkt. No. 7). Federal Rule of Civil Procedure 41(a)(1)(A)(ii) provides that a  
3 “plaintiff may dismiss an action without a court order by filing . . . a stipulation of dismissal  
4 signed by all parties who have appeared.” Here, the parties nevertheless request that the Court  
5 enter a proposed order filed with their stipulation. The parties have stipulated to dismissing all  
6 claims with prejudice and the stipulation is signed by all parties who have appeared. (See Dkt.  
7 No. 7.) Thus, under Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the stipulation is self-  
8 executing. Plaintiffs’ notice of voluntary dismissal of Defendant Western Rebar Consulting, Inc.  
9 (Dkt. No. 8) is also self-executing. *See* Fed. R. Civ. P. 41(a)(1)(A)(i).

10 Therefore, all claims in this action against Defendants Kiewit Infrastructure Co. and  
11 Travelers Casualty and Surety Company of America are DISMISSED with prejudice, and all  
12 claims against Defendant Western Rebar Consulting, Inc. are DISMISSED without prejudice,  
13 without costs to any party and with each party to bear its own attorney fees and other litigation  
14 expenses. The Clerk is DIRECTED to close this case.

15  
16 DATED this 21st day of June 2021.

17 William M. McCool  
18 Clerk of Court

19 s/Paula McNabb  
20 Deputy Clerk